

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
May 1-5, 2006

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
5-2	OPP	91124916	World Gym International, Inc. Eunice U.S.A., Inc.	Seeherman Hairston Kuhlke*	2(d)	Opposition Sustained	"WORLD GYM" (and design) [shirts, shorts, pants, sweat suits, jackets, hats, gloves] <i>and several other pleaded marks</i>	"EUNICE U.S.A. THE WORLD IS OUR GYM" (and design) [clothing, namely, shirts, pants, shorts, jackets, t-shirts, tops and suits for men, women, boys, and girls]			No
5-4	EX	76415261	Bar's Products, Inc.	Walters Bucher* Grendel	Section 6 disclaimer requirement of the term ONE MINUTE	Refusal Affirmed		"ONE MINUTE BUG REMOVER" (and design incorporating the numeral "1") (<i>Note: Applicant disclaimed the words BUG REMOVER</i>) [cleaning composition for removing insects from motor vehicles]		Ririe	No
5-4	OPP OPP (MA) and (SJ)	91101408 91108831	Karsten Manufacturing Corporation v. Editoy AG; Editoy B.V.; Pingu B.V.; and Joker, Inc.	Seeherman Walters* Kuhlke	whether opposer may amend its oppositions to assert that there exists no basis for registration of applicant's marks under Section 44 and whether opposer is entitled to summary judgment on that ground	Opposer's motion to amend the oppositions granted; Opposer's motion for summary judgment granted only to the extent that applicant is allowed 30 days to amend its basis for registration	"PING" and "ZING" [<i>both marks for a large variety of sporting goods and accessories, primarily golf-related items</i>]	"PINGU" [goods in Classes 18, 25, and 28] and "PINGU" (and design) [goods in Classes 9, 16, 18, 25, and 28]			Yes

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration; (MA)=Motion to Amend
(2) *=Opinion Writer; (D)=Dissenting Panel Member